

REMARKS

The Examiner's comments together with the cited references have been carefully studied. Favorable reconsideration in view of the foregoing amendments and following remarks is respectfully requested.

Claims 1-10 are pending in the application. Claim 1 herewith is amended. New claim 11 was added. Claims presently active are claims 1 (amended), 2 - 10 and new claim 11.

Relying on 35 U.S.C. 102(b), the Examiner rejected claims 1 and 2 as being anticipated by Saveliev et al. (5,819,936) and claims 1, 3, 4, and 9 as being anticipated by Rapchak et al. (5,667,094). Applicants respectfully traverse the Examiner's rejection, and request reconsideration. Applicants respectfully submit that a rejection for lack of novelty under Section 102(b) requires that the invention must be identically disclosed or described in the reference. Applicants respectfully submit that important and material limitations of their invention as claimed are not disclosed in the reference. Applicants respectfully submit that neither Saveliev et al. nor Rapchak disclose, teach, or suggest a case for storing and carrying a product with a moisture and humidity barrier protected product exposed in a product container. This combination of features is novel and unobvious in the art, and particularly provides the user of photographic film product to carry and quickly identify unused photosensitive film product and used photosensitive film product in the same case. Support for Applicants' inventive concept, as amended, can be found in the specification at pages 6, lines 23 - 25, page 7 at lines 5 - 16, and page 8 at lines 1 - 11.

Applicants therefore respectfully request that the Examiner reconsider and withdraw the rejection of the claims under 35 U.S.C. 102(b).

Claims 1-3 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Ritter (3,355,061) in view of Saveliev et al. (5,819,936); claim 4 as being unpatentable over Ritter in view of Saveliev et al. and further in view of Rapchak (5,667,094); claim 5 as being unpatentable over Ritter in view of Saveliev et al. and Rapchak and further in view of Cyr (5,775,496); claim 6 as being unpatentable over Ritter in view of Saveliev et al., Rapchak, and Cyr and further in view of Mangla et al. (6,257,401); claim 7 as being

unpatentable over Ritter in view of Saveliev et al. and further in view of Pribyl (4,406,385); claim 8 as being unpatentable over Ritter in view of Saveliev et al. and further in view of Shibazaki et al. (5,370,227) and Cyr; claim 9 as being unpatentable over Ritter in view of Saveliev et al. and further in view of Hara (5,139,165); and claim 10 as being unpatentable over Ritter in view of Saveliev et al. and Cyr and further in view of Sorci (4,955,502). The rejections are traversed.

Applicants take the position that the combination of references cited above by the Examiner does not teach or suggest applicants' invention as presently claimed. As indicated above, Applicants' inventive concept provides for a case for storing and carrying a product with a moisture and humidity barrier protected product exposed in a product container. This combination of features is novel and unobvious in the art, and particularly provides the user of photographic film product to carry and quickly identify unused photosensitive film product and used photosensitive film product in the same case.

In view thereof, it follows that the subject matter of the claims 1 – 10 would not have been obvious at the time the invention was made.

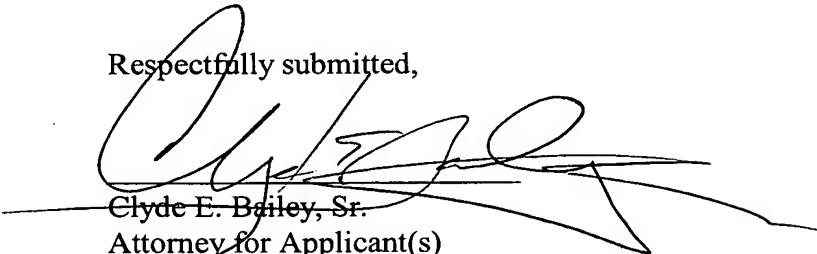
Applicants have reviewed the prior art made of record and believe that singly or in any suitable combination, they do not render Applicants' claimed invention unpatentable.

New claim 11 contains the same subject of amended claim 1 with the additional novel and unobvious qualification that the barrier wrap comprises a heat sealed aluminized thermoplastic material. Since new claim 11 depends directly or indirectly from independent claim 1 (as amended) and, therefore, incorporates the patentable features thereof, new claim 11 is also deemed patentable.

In view of the foregoing remarks and amendment, the claims 1-10 and new claim 11 are now deemed allowable and such favorable action is courteously solicited.

Should the Examiner consider that additional amendments are necessary to place the application in condition for allowance, the favor is requested of a telephone call to the undersigned counsel for the purpose of discussing such amendments.

Respectfully submitted,



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